



California Constitution Center, Berkeley Law, The Bar Association of San Francisco and League of California Cities present

# MUNICIPAL LAW INSTITUTE CONFERENCE

A VISION FOR 2020: Applying Lessons Learned in Elections, Voting, and Security for the Municipal Practitioner

**Friday  
March 6, 2020**

## Schedule

MCLE Registration | Coffee Station  
8:30 - 9:00 a.m.  
Welcome | Opening Remarks  
9:00 - 9:15 a.m.  
Program: 9:15 a.m. - 4:15 p.m.

## Cost

\$100  
\$50 Nonprofits and Government  
(Email [cle@sfbar.org](mailto:cle@sfbar.org) for discount code)

## Location

BASF Conference Center  
301 Battery Street, 3rd Floor  
San Francisco

## MCLE: 6 Hours

*Must sign in during the designated MCLE registration period. This activity is approved for Minimum Continuing Legal Education credit by the State Bar of California. BASF is a certified provider. Provider #103*

**Event Code:** G201604

## Sponsor Inquiries

Email: [cle@sfbar.org](mailto:cle@sfbar.org)

### Session I

#### The Impact of California Cannabis Coalition v. City of Upland on Tax

In 2017, the California Supreme Court issued a 5-2 decision in *City of Upland* expressing a decision on a narrow issue, that local measures introduced by voter initiative were not required to be presented in a general election, but could be presented in a special election instead. This panel will discuss this decision which sparked a greater debate about whether local tax initiatives are subject to a two-thirds supermajority vote as required under the California Constitution.

Moderators  
Speakers

**Rob Ewing** and **Darren C. Ziegler**  
**Dr. David A. Carrillo**, Executive Director,  
California Constitution Center, Berkeley Law  
**Scott Reiber**, Chief Tax Attorney, City and County of San Francisco  
**Wayne Snodgrass**, Deputy City Attorney, City and County of San Francisco

### Session II

#### Voting Rights Litigation and Strategy

In 2001, the California legislature enacted the California Voting Rights Act, an expansion of the federal Voting Rights Act, providing a right of action by racial minorities who allege dilution of their vote in at-large municipal electoral systems. Since then, local jurisdictions have encountered litigation and significant exposure to costs and fees associated with settling and defending voting rights lawsuits. This session will address current trends in litigation and real-world strategy and war stories involving litigation involving the California Voting Rights Act and federal voting rights cases involving equal protection.

Moderators  
Speakers

**Anais Martinez Aquino** and **Dion O'Connell**  
**Harit Trivedi**, Deputy City Attorney IV, Los Angeles City Attorney's Office  
**Robin Johansen**, Olson Remcho  
**Thomas Willis**, Olson Remcho  
**George S. Cardona**, Special Counsel/Chief of Staff  
Santa Monica City Attorney's Office

### Luncheon

#### Keynote Address Holding Local Governments and Their Officials Accountable

Speaker

**Erwin Chemerinsky**, Dean, Berkeley Law

### Session III

#### Redistricting After 2020 Census

Following completion of the 2020 census, California will review and adjust district boundaries. AB 849 makes significant changes to the process that cities which elect their council by districts will need to follow. This presentation will discuss newly enacted legislation, AB 849, that completely revamps the rules of redistricting—both substantive and procedural—for cities and counties.

Moderators  
Speakers

**John Abaci**, **Nubia Goldstein**, and **Isaac Rosen**  
**Chris Skinnell**, Nielsen Merksamer Parrinello Gross & Leoni  
**Sean Welch**, Nielsen Merksamer Parrinello Gross & Leoni  
**Douglas Johnson**, National Demographics Corporation

### Session IV

#### Elections Security

In 2002, the Department of Homeland Security (DHS) was granted responsibility for promoting the security and resilience of "critical infrastructure" (systems that if incapacitated would have a debilitating impact on national security), but not regulatory authority over "election infrastructure" (e.g., polling places, voter registration databases, voting systems, etc.). The federal Election Assistance Commission (EAC), created by the Help America Vote Act (HAVA), has provided a broad range of assistance to states in implementing HAVA requirements, and researching issues in election administration. Following the series of cyber attacks during the 2016 election, DHS designated the election infrastructure used in federal elections as a component of U.S. critical infrastructure. Although conducting elections is solely the responsibility of states and localities, this session will explore the status of election security efforts and challenges facing federal, state and local election officials.

Moderators  
Speakers

**Sandra Lee**, and **Dion O'Connell**  
**Susan Lapsley**, Deputy Secretary of State and Counsel for  
Secretary of State Alex Padilla  
**Dr. Barbara Simons**, Board of Advisors, U.S. Election Assistance Commission  
and Board Chair of Verified Voting  
**Timothy Perry**, Chief of Staff, Governor's Office of Emergency Services  
**Chris Reidel**, Supervisory Protective Security Advisor, CISA Region IX